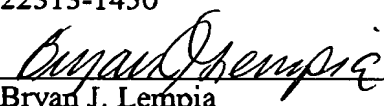


Attorney Docket No.: 10000-02 GRA-01A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):	)	CERTIFICATE OF MAILING
Bruce Williams et al.)	
Serial No.: 10 676,447	)	I hereby certify that this paper and the
Title: Child Seat	)	documents referred to as enclosed therewith
Filed: October 2, 2003	)	are being deposited with the United States
Confirmation No.: 7057	)	Postal Service as first class mail, postage
Group Art Unit: 3636	)	prepaid, on January 24, 2007 in an envelope
Examiner: E. Garrett	)	addressed to MS REC, Commissioner for
	)	Patents, P.O. Box 1450, Alexandria, VA
	)	22313-1450
)	
	)	Bryan J. Lempia
	)	Registration No.: 39,746

DECLARATION OF DANIEL J. BRUNICK PURSUANT TO 37 C.F.R. § 1.131

MS AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Daniel J. Brunick hereby states as follows:

1. I am one of the joint inventors of the subject matter claimed in the above-identified patent application ("the patent application").
2. The application has pending claims 43-46 and 59-64, which have been rejected as anticipated by Stewart, III et al., U.S. Published Application No. 2004/0124688 (Stewart). Stewart is entitled "Portable Vertebrae Decompression Device with Adjustable Height Support" and was filed in the U.S. on December 21, 2001.

3. I make this declaration and submit the attached exhibits for the purpose of providing evidence that the seat base and armrest configuration and structure as recited in the claims of the patent application and as disclosed by Stewart were in my possession, and in the possession of the joint inventors of the application, at least as early as December 20, 2001, which is the day before the U.S. filing date of Stewart.

4. This declaration demonstrates that I had conceived of and had reduced to practice the child seat base and armrest subject matter that is recited in the claims of the patent application and that is purported to be disclosed in Stewart before December 21, 2001, the earliest U.S. filing date of Stewart.

5. A copy of the first page of Stewart is attached as Exhibit A to my declaration. This first page is evidence that the earliest U.S. filing date of Stewart is December 21, 2001.

6. Several computer aided design (CAD) system images are also attached to my declaration as part of Exhibit B. These CAD images were created, and the records maintained, according to the normal business practices and procedures of Graco Children's Products Inc. (Graco). Graco is my current employer and was my employer at least as early as December 20, 2001. The CAD images are accompanied, as part of Exhibit B, by two supporting records documents printed from the CAD system, although the actual dates in the supporting documents have been redacted.

7. Specifically, the subject matter shown in the attached CAD images was originally created and modified to achieve the particular forms depicted in the attached CAD images at least as early as December 20, 2001.

8. The first CAD image shows a child seat base that has a seating surface on top. The bottom of the base was configured and intended to rest on a car or vehicle seat. The base is

shown having a pair of armrest receptacles or receivers, one positioned on either side of the seating surface. These receivers are depicted in the form of open top tubes.

9. The first CAD image also shows an armrest with a horizontal rest part and a vertical connector part. The connector part of each armrest is received and slid downward into a respective one of the seat base receivers.

10. The first CAD image also shows two pairs or sets of aligned slots or holes on the outer surface of the one visible receiver of the seat base. An upper set of three slots or holes is positioned above a lower set.

11. The first CAD image also shows a slanted surface on a front of each receiver on the seat base, below the horizontal part of each armrest. This slanted surface is a lap belt guide that positions and locates a lap belt part of a seat belt in a vehicle.

12. Three projections, tabs, or buttons on the armrest connector are shown extending through the upper set of slots or holes in the first CAD image. These projections, tabs, or buttons were and are intended to be movable inward into the receiver to be released from the upper set of holes or slots so that the armrest can be slid vertically downward until they are received in and project through the lower set of holes or slots. Thus, the armrests as shown can each be adjusted vertically between two positions defined by the two sets of slots or holes.

13. The three projections, tabs, or buttons noted in the immediately prior paragraph are clearly shown in the second CAD image of Exhibit B. These three objects extend outward from the end of a flexible plastic finger on each of the armrest connector parts. Thus, the three objects on each finger are biased to an at-rest position via the finger, and can be moved or pushed inward into the armrest connector parts because of the resilient nature of the fingers.

14. The third CAD image shows only the seat base. The seating surface, belt guides, and receivers are clearly shown. The open tops of the receivers and the two pairs of upper and lower holes or slots are also clearly visible.

15. This declaration and the attached exhibits demonstrate that I had possession of the claimed subject matter in the application and had possession of at least the seat bottom and armrest construction shown and described in Stewart.

16. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the above-reference patent application and any patent issued therefrom.

Date: 1-24-07

By: Daniel J. Brunick
Daniel J. Brunick

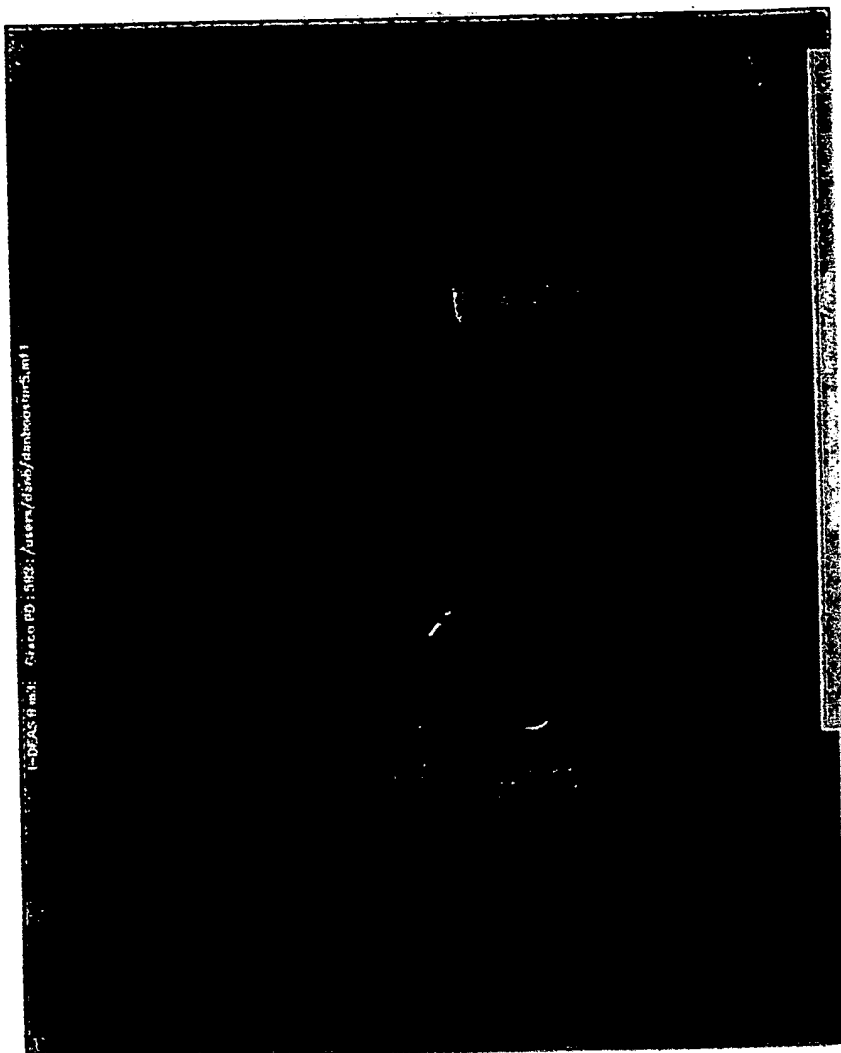


image 1

Exh. B

BEST AVAILABLE COPY

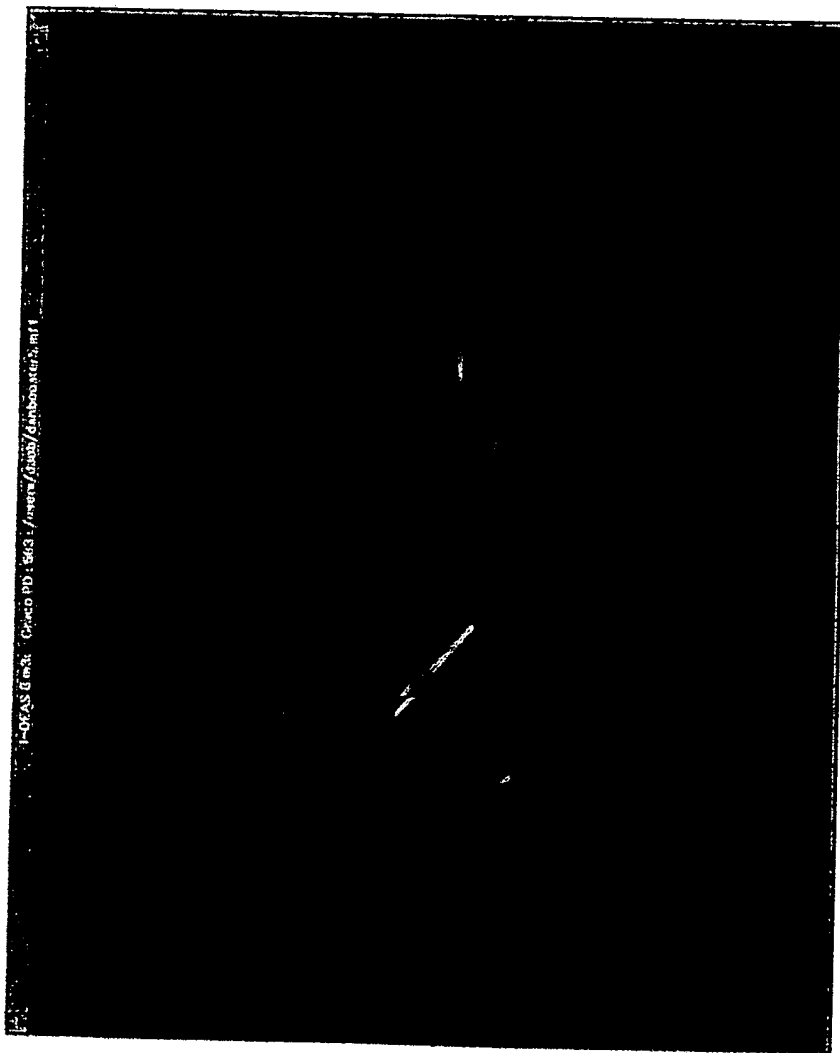


image 2

Exh. B

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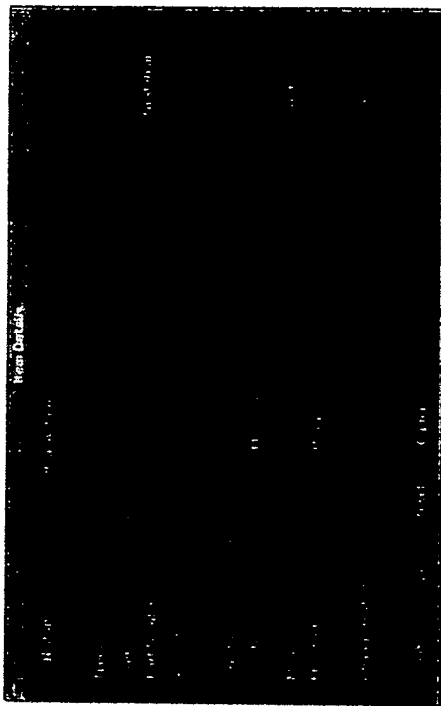


EXHIBIT B

BEST AVAILABLE COPY

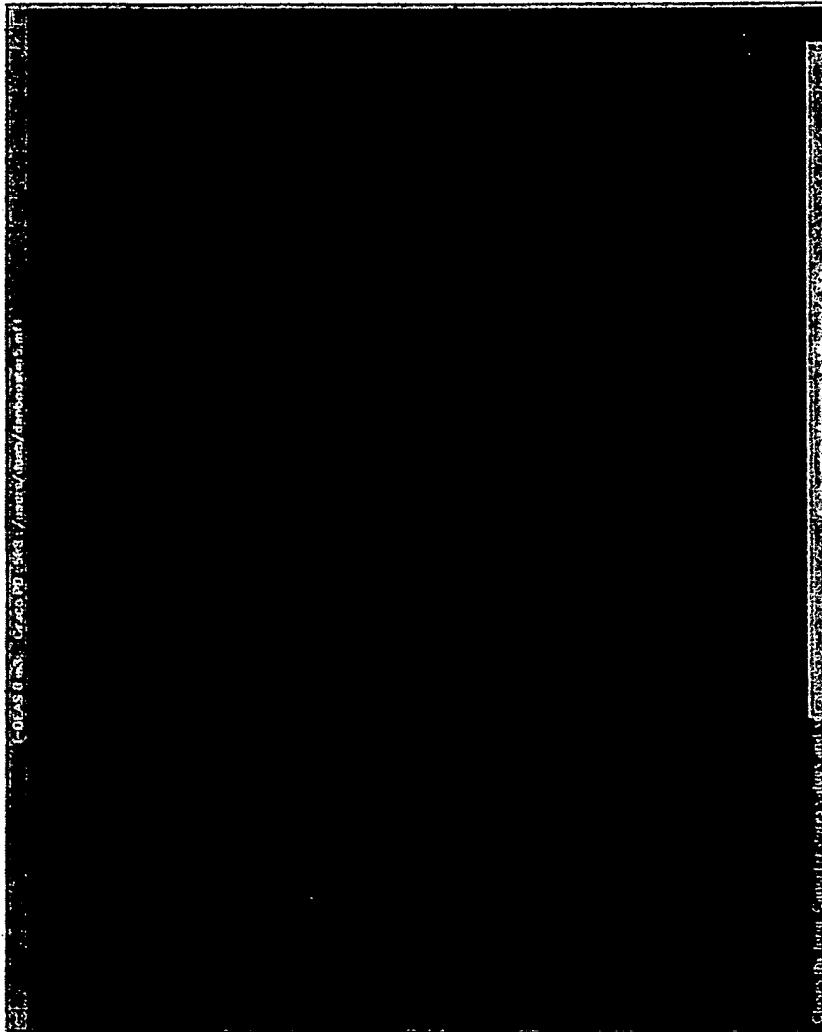


image 3
Exh. B

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